

AGENDA
BOARD OF SELECTMEN
June 23, 2009
7:00 p.m.
Town Building

Public Input

Chairman's Comments

Town Administrator's Report

Meeting Minutes

Visitors

- 7:10 pm: DEP and Assabet River wastewater – Ingeborg Hegemann and OAR rep
- 7:25 pm: Stow Community Park project update – Bob Wilber and implementation team

Action/Discussion

- Approval to accept gifts for Community Park project, per MGL C44, s53a
- Execute employee union contracts
- Support of H3515, "An Act to Improve Recycling Rates in the Commonwealth"
- Annual appointment of committees
- Guidelines on town government relations (Laura)
- Wildlife Woods land parcels
- Permit for Stow Conservation Trust Ride for the Woods
- Permit for small crafts fair on Upper Common
- Letter to Stow Musket donor
- Letter to Acton re S. Acton parking

Selectmen's Master Planning

- Continuation of Master Plan Elements discussion

Liaison Reports, if any

Correspondence

Adjournment

Posted 6/19/09

Correspondence

Town:

Frank Milak's resignation from Veterans Graves Comm after **over 50 yrs of service**, rec'd 6/17
ET&L letter re donation of Community Park services and materials, rec'd 6/17
CC of letter from Hudson to MA Transit Planning re local MBTA service route, rec'd 6/18
STARS letter re Circle B donation to Community Park pavilion, rec'd 6/19/09
EH Perkins Construction letter re donation to Community Park pavilion, rec'd 6/19/09

General:

Mass DEP notices of public comment period for amendments to Clean Water loan program, rec'd 6/15 and 6/17
Freedom's Way Heritage Area Commission notice of new federal designation, rec'd 6/15

Suggested motions for June 23, 2009 Selectmen's meeting

- **Motion to accept gifts for Community Park project:**

I move that the Board accept the following gift(s) on behalf of the Town for the Stow Community Park project, in accordance with MGL Chapter 44, section 53a:

1. From the Stow Athletic & Recreation Supporters – labor provided by Circle B Barns to build the pavilion kit, as described in a letter dated June 16, 2009;
2. From ET&L Corporation of Stow, MA – Site preparation services and associated materials for the installation of footings and a concrete slab floor for the picnic pavilion, as described in a letter dated June 17, 2009;
3. From EH Perkins Construction Inc of Hudson, MA – 20 yards of concrete for the picnic pavilion, as described in a letter dated June 19, 2009.

- **Motion to execute employee union contracts:**

On the recommendation of the Town Administrator, I move that the Board approve:

1. The contract between the Town and the Laborers International Union of North America, Public Employees Local 1156, for the period July 1, 2009 to June 30, 2012
2. The contract between the Town and the Mass Coalition of Police, Dispatcher Unit Local 206A, for the period **to be supplied;**
3. The contract between the Town and the Mass Coalition of Police, Police Unit Local 206, for the period **to be supplied;**
4. The contract between the Town and the International Association of Firefighters Local 3262, for the period **to be supplied.**

- **Motion to support improved bottle bill:**

I move that the Board support H3515, "An Act to Improve recycling Rates in the Commonwealth," by signing this MassRecycle resolution, dated June 23, 2009.

- **Motion to appoint committees and reps:**

I move that the Board make the following annual appointments:

Final list to be supplied Tuesday night

- **Motion to permit SCT Ride for the Woods:**

On the recommendation of the Public Safety Officer, I move that the Board permit the annual Stow Conservation Trust Ride for the Woods, to be held on Sunday, August 23, 2009.

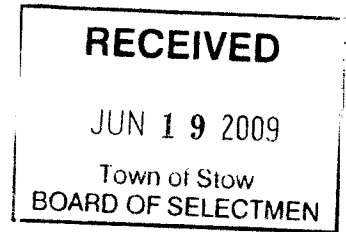
- **Motion to permit small craft fair on Town Common:**

On the recommendation of the Public Safety Officer, I move that the Board permit resident Karin Torres to hold a small craft fair on the Upper Common on Saturday, July 11, 2009, from 10:00 am to 3:00 pm, as described in her June 10.

- **Motion to approve letter of appreciation to Stow Musket donor:**

I move that the Board send the letter of appreciation, dated June 23, to Jean McFedries for her donation of the historic Stow Musket to the Town

S★T★A★R★S
Stow Athletic & Recreation Supporters



June 16, 2009

Stow Board of Selectmen
380 Great Road
Stow, MA 10775

Dear Members of the Stow Board of Selectmen,

STARS, Stow Athletic and Recreation Supporters, is requesting that you accept our donation of labor for constructing the pavilion at the Stow Community Park at Snow Field. STARS will contract with Circle B Barns of Lancaster, MA to provide labor to build the pavilion kit purchased by the town. In return for the donation, Circle B will place its logo on the gable end of the pavilion and Circle B and STARS, along with other donors, will be acknowledged on a plaque as having contributed to the construction of the pavilion. We are excited to be able to contribute to this wonderful community resource. Thank you.

Sincerely,

Barbara Rietscha

for the STARS Board:

Chris Streeter
Lauren Donahue
Nora Lemieux

P.O. Box 137
Stow, MA 01775
www.stowstars.org
(978) 461-0641



E.T.& L. CORP.

RECEIVED

JUN 17 2009

Town of Stow
BOARD OF SELECTMEN

June 17, 2009

Town of Stow
Board of Selectmen
380 Great Road
Stow, MA 01775

Dear Members of the Board of Selectmen,

E.T. & L. Corp. is pleased to provide a donation of site preparation services and associated materials as required for the installation of footings and concrete slab floor for the picnic pavilion that is to be constructed at the Stow Community Park located on Old Bolton Road.

Over the coming months, we look forward to working with the Stow Property Implementation Team to see to the successful completion of this wonderful pavilion for people of Stow. We look forward to the opening of the park and use of the pavilion next spring.

In return for this donation, we request that E.T. & L. Corp. and our aforementioned efforts be memorialized on a plaque to be located near the pavilion.

Cordially,

E.T. & L. CORP.

BY:

A handwritten signature in dark ink, appearing to read 'Jennie Lee Colosi', is written over a horizontal line.

Jennie Lee Colosi, P.E.
President

JLC/mde
Board of Selectmen 6.17.09

RECEIVED

JUN 19 2009

Town of Stow
BOARD OF SELECTMEN

**E.H. PERKINS CONSTRUCTION, INC.
& SUBSIDIARIES
560 MAIN STREET
P.O. BOX 752
HUDSON, MA 01749
(978)562-3436 * 800-287-3436**

June 19, 2009

Town of Stow
Board of Selectmen
380 Great Road
Stow, MA 01775

Dear Members of the Board of Selectmen,

E.H. Perkins Construction is pleased to provide a donation of twenty yards of concrete to your site. This concrete is to be used during construction of the concrete floor of the picnic pavilion located at the Stow Community Park on Old Bolton Road.

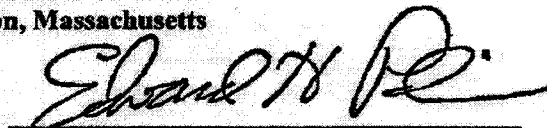
We look forward to working with the Development and Implementation Team to see to the successful completion of this wonderful pavilion for the people of Stow. We look forward to the opening of the park and the use of the pavilion next spring.

In return for this donation, we request that E.H. Perkins Construction and our aforementioned donation be memorialized on a plaque to be located near the pavilion.

Sincerely,

**E.H. Perkins Construction
Hudson, Massachusetts**

BY:



Edward H. Perkins
President

Board of Directors**President**

Dmitriy Nikolayev
MA OPERATIONAL SERVICES
DIVISION

Vice President

Ann Dorfman
CONSULTANT

Treasurer

Tony Basile
EAGLE RECYCLING, LLC

Secretary

Laurie Sabol
AYER RECYCLING COMMITTEE

Member-At-Large

Terry Grady
ELECTRONIC RECYCLERS
INTERNATIONAL

Judy Briggs
1-800-GOT-JUNK?

George Camougis
MA DEPT. OF MENTAL HEALTH

Terry Connolly
TLC RECYCLES

Christine DeRosa
INTEGRATED PAPER RECYCLERS

Richard Gaudette
RECYCLEBANK

Ben Harvey
E.L. HARVEY & SONS, INC.

Matthew Libby
ABITIBI BOWATER

Meg Morris
COVANTA

Linda Paquet
CITIZEN

Danielle Piscatelli
MASS. LEAGUE OF ENVIRONMENTAL
VOTERS

Angie Sottile
CITY OF NEWTON

Claire Sullivan
SOUTH SHORE RECYCLING
COOPERATIVE

Andrea Yonge
CASELLA

Recycling Council Chairs

Central Municipal
Irene Congdon

Northeast Municipal
Ann Dorfman

Southeast Municipal
Kathy Mirza
Doris Burtman

Western Municipal
Arlene Miller

June 4, 2009

Stephen M. Dungan
Chair, Board of Selectmen
Town of Stow
380 Great Road
Stow, MA 01775

Dear Mr. Dungan,

Massachusetts municipalities are paying to manage millions of non-redeemable beverage containers each year as trash or litter. While generally less than disposal, even recycling has a cost associated with it.

Thanks to the Bottle Bill, about 68% of beer and soda containers are redeemed for their deposit, which means municipalities don't have to manage them either as litter, trash or recycling. Since it was enacted in 1983, many new types of beverages have been introduced to the market. More than 400 million containers that are consumed in Massachusetts are not covered by deposits. Less than 1/3 of these are recycled, which means most of them are littered or disposed, at great cost to municipalities.

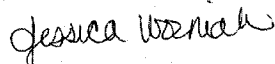
MassRecycle, the state's non-profit recycling coalition, in conjunction with MassDEP, the City of Boston, MassPIRG, Sierra Club and other organizations have been working together for years to update the old Bottle Bill to include beverages that didn't exist in 1982. We invite your community to join us in helping to make it happen this year. New York and Connecticut recently updated their bottle bills to include noncarbonated beverage containers. It's time that those who profit from selling these products in Massachusetts take responsibility for managing their waste.

Our organizations are rallying behind H3515, which also has 50 co-sponsors. The bill, "An Act to Improve Recycling Rates in the Commonwealth" is sponsored by Representative Alice Wolf. The Joint Committees on Telecommunications, Utilities and Energy will hold hearings on this bill and related bills in the fall. MassRecycle is asking the Chief Elected Officials all municipalities to support this bill by signing the attached resolution at your next meeting.

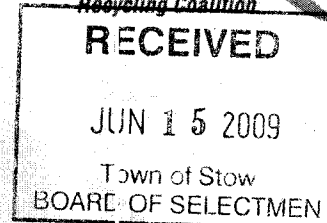
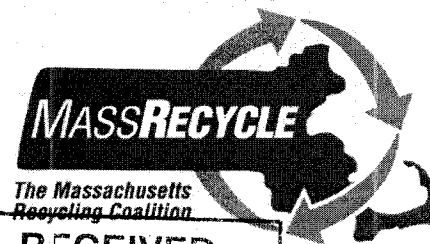
Other pertinent information is attached for your consideration. Your support would be compelling to the legislators, and may make the difference in finally getting this bill out of committee for a vote.

For more information, go to www.massbottlebill.org.

Sincerely yours,



Jessica Wozniak
Executive Director



RESOLUTION IN SUPPORT OF UPDATING THE MASSACHUSETTS BOTTLE BILL

Whereas The Massachusetts Bottle Bill, enacted in 1982 has allowed (your city/town) residents to enjoy a cleaner environment by creating an incentive for users of certain beverage containers to recycle those used containers; and,

Whereas, states with deposit laws have higher residential recycling rates of beverage containers than those of non-deposit states, and;

Whereas litter decrease in states with Bottle Bills averages 70-85%, and,

Whereas, through the Massachusetts Bottle Bill, we recycle nearly 80% of containers of deposit containers, but only 20% on non-deposit containers, and

Whereas the Governor of the Commonwealth, and members of the Massachusetts Senate and House of Representatives have recognized that the original bottle bill does not take into account those beverages such as bottled water, sports drinks, and teas.

Whereas the addition of bottled water, sports drinks and teas to the Bottle Bill will decrease the total volume of municipal solid waste that is needed to be collected, thus saving disposal fees and landfill space.

Be It Resolved

That we, the (members of your city/town's council, board of alderman, etc. or mayor) commemorate the 27th anniversary of the implementation of the Massachusetts Bottle Bill.

Furthermore, Be It Resolved That: the City/Town of _____ be placed on record as being in support of the Massachusetts Beverage Container Deposit Law and encourages it's strengthening through expanding the list as recommended by the Governor in his proposed budget and currently being considered by the House and Senate Joint Committee on Telecommunications, Utilities and Energy.

Furthermore, Be It Resolved that the (City/Town) goes on record in supporting programs that encourage residents and visitors to return or recycle all beverage containers and other recyclable materials to fully utilize the currently available recycling programs.

Be it Further Resolved that the City instructs our state representatives and state senators, and our governor to support and vote in favor of updating the Massachusetts Container Beverage Law.

Mayor/ Chairman, Board of Selectmen

Town of

Date

TOWN OF EASTON

Statement of Values of the Board of Selectmen Adopted September 13, 2004

Protect and Enhance the Financial Health of the Town of Easton

Protect and Enhance the Educational Excellence offered by the Town of Easton

Protect and Enhance the Historic Nature of the Town of Easton

Protect and Enhance the Professionalism of the Town's Staff, Boards and Committee

Protect and Enhance the Environmental Quality of the Town of Easton

Enhance Relationships and Communications

Emphasize Long-Term, Strategic Planning

Protect and Enhance a Climate of Acceptance and Tolerance within the Community of Easton

TOWN OF EASTON

Statement of Ethics of the Board of Selectmen

- 1. A member of the Board of Selectmen, in relation to his or her community, should:**
 - a. Realize that his or her basic function is to make policy, with administration delegated to the Town Administrator.
 - b. Realize that in creating and enforcing town policy, the Board of Selectmen may direct the Town Administrator in setting priorities that affect policy, but that the day-to-day operations of the town are left to appropriate department heads.
 - c. Realize that he or she is one of a team and should abide by, and carry out, all Board decisions once they are made.
 - d. Be well informed concerning the duties of a Board member on both local and state levels.
 - e. Remember that he or she represents the entire community at all times.
 - f. Realize that service on the Board is service to the community and not service for personal or political benefit.
 - g. Abide by the ethics guidelines established by the State.
- 2. A member of the Board of Selectmen, in his or her relations with the Town Administrator, should:**
 - a. Realize that his or her basic function is to make policy, with administration delegated to the Town Administrator.
 - b. Recognize and support the administrative chain of command and refer complaints to appropriate members of the administration.
 - c. Give the Town Administrator full responsibility for discharging his or her duties.
 - d. Refrain from interacting or requesting assistance from Town department heads; instead all such activities should be handled through proper administrative channels through the full Board and the Town Administrator.
- 3. A member of the Board of Selectmen, in his or her relations with fellow Board members, should:**
 - a. Recognize that action at official legal meetings is binding and that he or she alone cannot bind the Board outside of such meetings.
 - b. Refrain from making statements or promises regarding the outcome of matters that will come before the Board until after having a full and fair opportunity to weigh the merits of an issue during a Board meeting.
 - c. Uphold the intent of executive session and respect the privileged communication that exists in executive session.
 - d. Make informed decision.
 - e. Refrain from communicating the position of the Board of Selectmen to reporters or state officials without prior board approval.
 - f. Be respectful of other Board members and their opinions.
- 4. A member of the Board of Selectmen, in his or her relations with Town staff, should:**
 - a. Treat all staff as professionals, with clear, honest communication that respects the abilities, experience, and dignity of each individual.
 - b. Limit contact to specific Town staff. Questions of Town staff and/or requests for additional background information should be directed only to the Town Administrator, Town Counsel, Assistant Town Administrator, Administrative Assistant to the Board of Selectmen, or Department heads. The office of the Town Administrator should be copied on all requests or correspondence.
 - c. Never publicly criticize an individual employee. Concerns about staff performance should only be made to the Town Administrator through private conversation.
 - d. Limit requests for staff support, and ensure that all requests go through the Town Administrator's office.
 - e. Ensure that any materials or information provided to a Selectmen from a staff member be made available to all Selectmen.

Stow Selectmen's Office

From: Ken Levine [kenethlevine@yahoo.com]

Sent: Wednesday, June 03, 2009 9:07 PM

To: Susan McLaughlin

Subject: RE: Stow Bike for the Woods 2008

Hi Susan

This year's Bike for the Woods will be Aug 23 from Center School. The routes will be as before. Do I need to contact Sargent Lima again?

Thank you!

Ken Levine

|

6/4/2009

June 10, 2009

The Town of Stow Selectman

Hello. My name is Karin Torres and I have lived in Stow for about four years now. I am a local artisan and would like to ask permission for the town of Stow to have a relatively small artisan fair on July 11th or July 18th from 10:00am to 3:00pm. This would take place on the grounds between the church and the library. All artisans are from Stow and all the products we will sell are handmade. Just a great way to promote local Stow artisans! Since this is my first time organizing this, I am not quite sure how many people will attend. For now, the artisans that would like to come are:

- Katie McManus - Handmade jewelry**
- Kristin Donovan – Painter and Council on Aging Art Classes**
- Simply Apples – Gifts, clothing , and edibles**
- Karin Torres – Handmade women bags and purses**
- Al Wheeler – Handmade baskets**

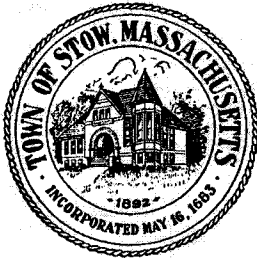
Contact information:

Karin Torres

978-212-5015

KarinMTorres@mail.com

41 Lakewood Rd, Stow



Town of Stow
BOARD OF SELECTMEN

Stow Town Building
380 Great Road
Stow, Massachusetts 01775
(978) 897-4515 selectmen@stow-ma.gov Fax (978) 897-4631

June 23, 2009

Ms. Jean McFedries
102 Whitman Street
Stow, MA 01775

Dear Jean,

On behalf of the Town of Stow, I would like to thank you for your gift of a check for \$13,500.00, for the purchase of the "Stow musket," the French Charleville military musket owned by the estate of Thomas Wolfe and identified by Littlefield Antiques, LLC of Jaffrey, New Hampshire.

This musket will be a valuable addition to Stow's historical collection and a meaningful reminder of the role Stow citizens played in the formative days of our nation. It has been placed under the care of the Stow Historical Commission.

The musket is to be securely displayed in a publicly accessible area designated by the Selectmen, with a plaque acknowledging your donation in loving memory of your husband, William.

The Historical Commission will allow responsible use of the musket by the Stow Minutemen for occasions such as Patriot's Day, Stow SpringFest, and Memorial Day observances, and other events for the public benefit as the Commission deems fit and approves by majority vote.

Once again we thank you for your gift and your role in bringing this important artifact into our town's historical collection. We, and the Town, appreciate your generosity and public spirit.

Yours truly,

Stephen Dungan
Chairman, Board of Selectmen



Town of Stow BOARD OF SELECTMEN

Stow Town Building
380 Great Road

Stow, Massachusetts 01775

(978) 897-4515 selectmen@stow-ma.gov Fax (978) 897-4631

June 16, 2009

Paulina Knibbe
Chairman, Acton Board of Selectmen
Acton Town Hall
472 Main Street
Acton, MA 01720

Re: Parking at South Acton Commuter Rail Station

Dear Paulina:

Thank you for speaking with me last Thursday. It was very helpful to learn that there are really three components of the project to address parking at the South Acton station and that access to the second track will be the first focus. Once that issue is resolved, we respectfully request that the Town of Acton move quickly to accept the MBTA's offer to construct a deck over the parking lot at the South Acton commuter rail station, creating a second level of parking. We consider the South Acton commuter rail station to be a beneficial resource for this region and make this request to help encourage use of the commuter rail system.

We want to encourage the use of the rail system for many reasons. Taking the train instead of driving can:

- Save commuters significant time and reduce stress
- Reduce congestion on our local roads, particularly on Routes 2, 2A, 62, and 117
- Reduce pollution generated by commuter vehicles

Currently use of the train is hampered by a shortage of parking at the South Action commuter rail station. Parking in the station lot is typically full by the time the 7:18 a.m. train arrives. Many of the later morning trains (7:37, 7:58 and 8:41 a.m.) leave with unfilled seats simply because parking is not available. The same is true for non-commuters who want to take a train later in the day—they have no place to park, so they avoid using public transportation.

We appreciate the availability of satellite lots and know that some Stow residents rent space on a quarterly or semi-annual basis at the Jones baseball field, along Stow and Martin Streets. However, this does not encourage new use. Furthermore, although Stow has investigated shuttle bus options to the Acton station in the past, they were not economically feasible or practical.

We understand that the MBTA has offered to construct a deck over the parking lot, creating a second level of parking that would support another 120-130 vehicles. Our understanding is that this offer was initially presented more than a year ago and was again offered verbally at a meeting

that you had with the MBTA in late April when you discussed plans for improvements, including accessibility improvements, to the South Acton station and its platforms.

We realize that there are neighborhood concerns about additional traffic that could result from a new parking deck. This concern may be mitigated by the likelihood that with more parking, commuters would have more options in which train to take, spreading traffic more evenly throughout the morning in particular. As a result, congestion may actually be reduced.

You mentioned that your board has established a South Acton Train Station Advisory Committee. Please let us know if you would like a Stow resident to work with your team. I am sure we could find a volunteer willing to assist.

Thanks again for speaking with me.

Sincerely,

Stephen M. Dungan
Chairman, Stow Board of Selectmen